IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

WP(C).No. 6101 of 2007(B)

PETITIONER:

P.MAMMED KOYA, S/O.KUNJALAN,
SUNFLOWER, PUTHIYARA,
KOZHIKODE.

BY ADV. SRI.MILLU DANDAPANI

RESPONDENTS:

CORPORATION OF KOZHIKODE,
CORPORATION OFFICE, KOZHIKODE,
REPRESENTED BY ITS SECRETARY.

BY SRI.C.M.SURESH BABU, SC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1 PROVISIONAL ORDER DT 31.3.06 ISSUED BY THE RESPONDENT.

P2 ORDER DT 15.5.06 ISSUED BY THE RESPONDENT.

P3 ORDER DT 19.9.06 ISSUED BY THE TRIBUNAL.

P4 RECEIPT DT 30.11.06 SHOWING THE SUBMISSION OF THE APPLICATION BY THE PETITIONER.

P5 NOTICE DT 20.12.06 ISSUED BY THE RESPONDENT.

P6 BUILDING TAX RECEIPT SHOWING THE REMITTANCE OF BUILDING TAX FOR MEZZAININE FLOOR BY THE PETITIONER.

TRUE COPY

P.A. TO JUDGE

PIUS C. KURIAKOSE, J.

W.P.(C) No. 6101 OF 2007

Dated this the 2nd day of March, 2007

JUDGMENT

Sri.C.M. Suresh Babu, Standing Counsel enters appearance for the Corporation. He also agrees that a hearing was conducted on the basis of Ext.P5 hearing notice which was issued to the petitioner. He further concedes that as alleged by the petitioner even now orders have not been passed on the basis of the hearing so conducted. In view of the above submissions, the Writ Petition will stand disposed of with the following directions:

The 1st respondent is directed to pass orders on the basis of the hearing conducted as per notice-Ext.P5 and communicate the orders to the petitioner within two weeks of receiving copy of this judgment. In view of the above direction there will be a further direction that the order of stay presently passed will continue for a further period of two weeks from the day of the order indicated above is communicated to the petitioner.

PIUS C. KURIAKOSE, JUDGE

btt